

**SEPTEMBER 2, 2014**

**ROLL CALL: MIKE COLEMAN, CARL ELLIS, KEN KERKHOFF, ANN MILLER AND OWEN ROBERTS WERE PRESENT. ALSO PRESENT WERE MAYOR BRIAN TRAUGOTT AND CITY ATTORNEY BILL MOORE. COUNCIL MEMBER MARY BRADLEY WAS ABSENT.**

**DEPT. HEADS: BART MILLER, JIM ODOM, JOHN WILHOIT AND ALLISON WHITE WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.**

**PUBLIC COMMENT**

**No public comment was received.**

**MOTION BY ELLIS, SECONDED BY ROBERTS TO APPROVE AND ADOPT THE MINUTES OF THE AUGUST 19, 2014 MINUTES OF THE COUNCIL.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

Cemetery Committee Chair Ellis noted that the Cemetery Committee had recently met several times to review and discuss a request for a designated mausoleum section at the Rose Crest Cemetery. Mr. Ellis noted that current rules and regulations allow for mausoleum burials. Mr. Ellis further noted that the Committee has faced “many challenges” in deciding on whether or not to continue such mausoleum burials due to the installation and maintenance requirements. Mr. Ellis noted that the White/McDonald/Shryock family had recently requested 18 graves for the installation of six (6) mausoleums in an unplotted area of Rose Crest Cemetery. Mr. Ellis noted that the requirement was 3 single graves per one mausoleum installation. Mr. Ellis noted that it was the recommendation of the Committee to allow the White/McDonald/Shryock family to purchase 18 graves (nine graves on either side of the flag pole) to erect six mausoleums, and for Cemetery Sexton Terry Brown to plat those grave spaces.

**MOTION BY ELLIS, SECONDED ROBERTS BY ALLOW THE WHITE/MCDONALD/SHRYOCK FAMILY TO PURCHASE EIGHTEEN (18) SINGLE GRAVE SPACES FOR THE FUTURE INSTALLATION OF SIX (6) FAMILY MAUSOLEUMS (3 SINGLE SPACES PER MAUSOLEUM) TO BE PAID FOR BY FRIDAY, SEPTEMBER 5, 2014.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

Committee Chairman Ellis further recommended that the Committee would like to revise the current cemetery rules and regulations to prohibit future mausoleum burials as follows:

**REVISION: 9/2/2014**

**CITY OF VERSAILLES, KENTUCKY  
CEMETERIES RULES AND REGULATIONS**

**STATEMENT OF POLICY**

1. The Rules and Regulations for the Versailles, Rose Crest, and Simmons Cemeteries are reviewed and approved by the Versailles City Council, to serve as governance for the operations and maintenance functions of the City of Versailles owned Cemeteries.
2. These Rules and Regulations have been developed in order to maintain the city owned cemeteries in a condition wherein individual solace and memory may be sought, and the memorial intent of those whom care for those interred can be accommodated to a greatest degree possible without unduly disturbing the peaceful and reverent intent of the City of Versailles Cemeteries.
3. Per the direction of the Versailles City Council, these rules and regulations are deemed necessary for the upkeep of the city cemeteries, and are administered on a daily basis by the City’s Cemetery Superintendent.
4. Cemetery patrons whom may have questions or concerns regarding the administration of these rules and regulations as promulgated can contact the City of Versailles Cemetery Superintendent at (859) 873-4241.

**INTERMENTS, ENTOMBMENTS AND INURNMENTS**

1. Interments, entombments and inurnments will be made by City of Versailles Cemetery personnel or their designees only.

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2. Interments, entombments and inurnments will be made only after obtaining:
  - a. authorization of the owner of the cemetery lot, ~~or mausoleum crypt~~;
  - b. authorization of the nearest relative of the deceased; and
  - c. approval of the Cemetery Superintendent.

3. Scattering of cremains in the cemeteries is prohibited.

~~All remains entombed in mausoleums must be embalmed.~~

4. Mausoleums are prohibited in cemeteries.
5. For interment, all bodies must be placed in a container, which is rigid and has handles for carrying and is approved by the City of Versailles.
6. The Cemetery shall not be held responsible for any order authorizing an interment given by telephone, nor for any mistake occurring because of inaccurate instructions.
7. All caskets must be in an approved vault.
8. For cremations, a limit of three (3) cremains may be placed in a grave, and one (1) cremain and one (1) vault may be placed in a grave.

## **CEMETERY LOTS**

1. The Cemetery will not recognize transfers of ownership by will unless duly notified. \*Ordinance 91.02 RESALE OF LOTS
  - (A) All cemetery lots sold after March 7, 1972, are restricted from being resold to anyone other than the City excluding only immediate members of the owner's family.
  - (B) This section shall be made a part of all sales agreements of lots sold and shall be contained in any deed conveying the lot.\*Ordinance 2000-16 AN ORDINANCE AMENDING THE PRICE PAID UPON THE RESALE OF CEMETERY LOTS.
  - (C) In the event any lot is repurchased by the City, the lot shall be repurchased at the price paid for at original purchase of cemetery lots.
2. \*Ordinance 91.05 PLANTING TREES AND SHRUBS RESTRICTED.

The owner of each lot shall have the right to plant trees and shrubs in the same, but, in order to procure symmetry and the best general result, all planting and pruning shall be done under the direction and subject to the approval of the cemetery keeper. No tree or shrub within any lot shall be cut down or destroyed without the consent of the Cemetery Superintendent. If any tree or shrub shall become detrimental to any adjacent lot, avenue, or ground, it shall be the right and duty of the keeper to remove the same at the expense of the owner of the lot on which it stands.
3. Bordered Area-For the purposes of these rules, a bordered area is defined as an area that extends no more than 18" from the front of the headstone or marker and does not exceed the width of the headstone or marker. The border shall consist of a stone or concrete material that is no higher than 4" off the ground.
4. Toys, shells, decorative stones, and similar articles shall be permitted only on a headstone or placed in a bordered area.
5. Artificial flowers are permitted on head stones or in the bordered areas year-round, but may be removed by cemetery personnel if they become faded or deteriorated.
6. Two shepherd hooks are permitted per cemetery plot, and shall be placed in bordered areas only, (or, if there is not a bordered area, against the headstone) and the hook and the decorations on the hooks shall not hang over the area outside the bordered area or headstone.

7. Any decorations placed on a lot which do not conform to the Cemetery's policies will be removed by cemetery personnel. Prohibited items include items with advertising (i.e. food and beverage containers), items that may be deemed offensive, and clothing items. If such items are removed, cemetery personnel will attempt to contact the purchaser of the plot, and said items will be kept for 14 days.
8. Natural flowers will be permitted at any time and will be removed when wilted. The pots or baskets containing such plants shall be secured on headstones or placed in the bordered areas.
9. Items of a nature unique to a holiday shall be allowed to be placed in permitted areas no more than 21 days before the holiday and shall be permitted to remain for no more than 21 days following the holiday, at which time they may be removed by cemetery personnel.
10. Flower beds of spring bulbs or summer annuals shall be planted only in the bordered areas. Should a flower bed become unkept the Cemetery reserves the right to remove.
11. Articles made of concrete, urns, boxes, etc. are permitted only in bordered areas because such articles add greatly to the cost of maintenance. Fencing or trellises of any type shall not be allowed.
12. The City disclaims all responsibility for loss or damage from causes beyond its reasonable control, and, especially, due to regular maintenance, thieves, vandals, explosions, unavoidable accidents or acts of God.
13. \*Ordinance 91.04 REMOVAL OF IMPROPER STONES, MONUMENTS AND THE LIKE.  
The City reserves the right to exclude or remove from any cemetery lot such stones, monuments, or other things as shall be deemed by it to be improper, offensive, or injurious to that or the adjacent lots or grounds.

## **MEMORIALS**

1. Granite, marble or bronze are recommended as the most durable materials for memorials, memorials for temporary or permanent use, of wood, concrete, artificial stone, composition, tin, or iron are not permitted.
2. Only one central or family memorial should be placed on any family lot, and the location of all memorials shall be determined by the Cemetery.
3. Only one marker is permitted per grave space. (Exception is made in the case of a government flush marker which shows the person's military history.)
4. ~~An endowment for the future care of a private mausoleum is required and must be paid to the "Special Care Endowment Fund" before the erection of a mausoleum in the Cemetery.~~
5. No memorial shall be placed on any lot against which there exists any indebtedness.
6. No memorial may be erected or placed on any lot in the Cemetery without Cemetery approval.
7. All foundations for memorials must be installed by the Cemetery and the Cemetery will assume responsibility for the proper construction of such foundations.
8. The City of Versailles reserves the right to exclude or remove from any lot, memorial, or other structure which shall be determined by them to be offensive, improper or injurious to the surrounding lots or grounds, or which has become dilapidated or unsightly.

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**RULES OF CONDUCT**

- 1. Since this is a cemetery, with an inherent sacred nature, it is requested that visitors are clothed, including shoes and shirts that they refrain from parties, picnicking and sports activities of any kind on the grounds.
- 2. \*ORDINANCE 91.10 DOGS PROHIBITED IN CEMETERIES.  
No person shall take a dog within the boundaries of the city cemetery.
- 4. A speed limit of 10 miles per hour within the grounds of the Cemetery must be observed to insure the safety of visitors and workmen.
- 5. The Cemetery reserves the right to prohibit entrance to the Cemetery by the public at those times when the safety of visitors and preservation of the Cemetery is threatened by bad weather or similar factors.

**GENERAL RULES**

- 1. It shall be the right and duty of the City of Versailles from time to time, to amend these policies as they deem necessary for the care of the Cemetery and the protection of the owners.
- 2. The above rules and regulations do not constitute all the rules and regulations of the Cemetery, but only those most pertinent to owners and visitors.

REVISION: 9/2/2014

**CITY OF VERSAILLES, KENTUCKY  
MUNICIPAL ORDER 2014-8**

**TITLE: A MUNICIPAL ORDER AMENDING THE RULES AND REGULATIONS FOR  
THE OPERATION AND MAINTENANCE OF CEMETERIES**

**WHEREAS, the Versailles City Council has determined that to ensure the operation and maintenance of public cemeteries, the rules and regulations should be amended and/or revised from time to time.**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF VERSAILLES, KENTUCKY AS  
FOLLOWS:**

**SECTION ONE: Section 91.11 of the Code of Ordinances of the City of Versailles shall be created to ensure the operation and maintenance of cemeteries as follows:**

**In addition to the provisions specified in the Code of Ordinances, the City shall adopt certain rules and regulations to ensure the operation and maintenance of cemeteries operated by the City. The rules and regulations shall contain such policies and procedures as necessary to ensure the proper operation and maintenance of the cemeteries.**

**SECTION TWO: These rules and regulations are hereby revised with the revision date of September 2, 2014 and shall take effect upon that date.**

**APPROVED:**

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**BRIAN TRAUGOTT, MAYOR**

**ATTEST:**

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**ALLISON B. WHITE, CITY CLERK**

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**MOTION BY ELLIS, SECONDED BY ROBERTS TO ADOPT MUNICIPAL ORDER 2014-8 TO REVISE THE CEMETERY RULES AND REGULATIONS WITH A REVISION DATE OF SEPTEMBER 2, 2014.**

The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.

Council member Miller expressed her concern that the motion does clarify that the 6 mausoleums to be installed by the White/McDonald/Shryock families were allowed under the previously dated cemetery rules and regulations prior to the September 2, 2014 dated changes to the rules and regulations.

**MOTION BY ELLIS, SECONDED BY MILLER TO CLARIFY THAT THE SIX (6) MAUSOLEUMS TO BE ALLOWED FOR THE WHITE/MCDONALD/SHRYOCK FAMILIES WERE ALLOWED UNDER THE CEMETERY RULES AND REGULATIONS DATED SEPTEMBER 1, 2014.**

The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.

Council member Roberts expressed his opinion that the City should consider city-owned property at Huntertown Road or Clifton Road as a future property site for mausoleum burials only.

At the request of Council member Miller, City Attorney Moore gave second reading of Ordinance No. 2014-38 an Ordinance Proposing the Formation of a Commission to Study the Question of Unifying the County Government with One or More Cities Within the County to Form a Unified Local Government as follows:

**CITY OF VERSAILLES  
ORDINANCE NO. 2014-38**

**TITLE: AN ORDINANCE PROPOSING THE FORMATION OF A COMMISSION TO STUDY THE QUESTION OF UNIFYING THE COUNTY GOVERNMENT WITH ONE OR MORE CITIES WITHIN THE COUNTY TO FORM A UNIFIED LOCAL GOVERNMENT.**

Whereas, the elected representatives of the City of Versailles are concerned about duplication of services, double taxation and the relative efficiencies of local governments; and

Whereas, the elected representatives of the City of Versailles believe the City of Versailles, the City of Midway and the Woodford Fiscal Court should explore forming a unified local government; and

Whereas, KRS 67.900, et al., provides a mechanism for Kentucky cities and counties to create and implement a unified local government.

Now, therefore, BE IT ORDAINED IN THE CITY OF VERSAILLES, KENTUCKY as follows:

*Section 1.* In accordance with KRS 67.904(1), the City of Versailles does hereby propose to the City of Midway and to the Woodford Fiscal Court that a Commission be formed to study the question of unifying the county government with one or more of the Cities of Versailles and Midway to form a unified local government.

*Section 2.* In accordance with KRS 67.904(2), a copy of this ordinance shall be filed with the Woodford County Court Clerk no later than ten (10) days after enactment.

*Section 3.* This ordinance shall become effective after passage and upon publication as required by law.

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Introduced and given first reading at a meeting of the City Council of the City of Versailles, Kentucky, held on the 19<sup>th</sup> day of August, 2014, and fully adopted after the second reading at a meeting of said council held on the 2<sup>nd</sup> day of September, 2014.

CITY OF VERSAILLES

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK

**MOTION BY KERKHOFF, SECONDED BY ELLIS TO APPROVE AND ADOPT ORDINANCE NO. 2014-38 PROPOSING THE FORMATION OF A COMMISSION TO STUDY THE QUESTION OF UNIFYING THE COUNTY GOVERNMENT WITH ONE OR MORE CITIES WITHIN THE COUNTY TO FORM A UNIFIED LOCAL GOVERNMENT.**

**Discussion**

Mayor Traugott reiterated that the only purpose of Ordinance No. 2014-38 was to form a committee to study the subject of unified local government and for such committee to present their findings to the respective legislative bodies involved. Councilman Kerkhoff further noted that the subject of merged government comes up often with a lot of his constituents. Councilman Coleman expressed that in order to move forward with the committee to study the subject, the County would have to adopt a similar ordinance also in order to proceed with such a study. Mr. Coleman further noted that several cities have attempted to study the subject of merged government, however those attempts have failed at the County level.

**The vote was as follows: Ellis, Kerkhoff, Miller and Roberts voting aye. Council member Coleman abstained from voting.**

At the request of Councilman Roberts, City Attorney Bill Moore gave first reading of Ordinance No. 2014-39 General Taxation (2014). Mayor Traugott noted that the current fiscal year budget (2014-15) was prepared reducing motor vehicle and watercraft tax rates and that issue should be taken into consideration at the second reading of Ordinance No. 2014-39.

Public Works Director Bart Miller presented the following bids for the milling/resurfacing of City streets for the fiscal year 2014-15 Municipal Aid Road Fund:

BIDS FOR MILLING/RESURFACING CITY STREETS			
FISCAL YEAR 2014 – 2015 MUNICIPAL AID ROAD FUND			
643 TONS – MILLING			
4,950 TONS – RESURFACING			
<b>BIDDER: Mago Construction</b>		<b>AMOUNT:</b>	
PER TON MILLING		\$65.00	/TON
PER TON RESURFACING		\$75.50	/TON
TOTAL CONTRACT BID		\$415,520.00	
<b>BIDDER: Lexington Quarry</b>		<b>AMOUNT:</b>	
PER TON MILLING		\$15.45	/TON
PER TON RESURFACING		\$69.40	/TON
TOTAL CONTRACT BID		\$353,464.35	

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<b>BIDDER: C&amp;R Asphalt</b>	<b>AMOUNT:</b>
<b>PER TON MILLING</b>	<b>\$27.00 /TON</b>
<b>PER TON RESURFACING</b>	<b>\$96.80 /TON</b>
<b>TOTAL CONTRACT BID</b>	<b>\$496,521.00</b>

**MOTION BY ROBERTS, SECONDED BY MILLER TO APPROVE AND ACCEPT THE BID AS PRESENTED BY LEXINGTON QUARRY IN THE AMOUNT OF \$353,464.35 FOR THE PURPOSE OF MILLING/RESURFACING OF CITY STREETS FOR THE FISCAL YEAR 2014-15 MUNICIPAL AID ROAD FUND, AND REMOVING MONTGOMERY AVENUE FROM THE LIST OF STREETS TO BE RESURFACED.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

Public Works Director Bart Miller presented the following quotes for the purchase of a submersible pump for the wastewater treatment plant:

R.A. Ross and Associates	\$3,439.00
Straefffer Pump and Supply	\$4,618.00
Xylem	\$4,876.20

**MOTION BY ELLIS, SECONDED BY ROBERTS TO APPROVE AND ACCEPT THE QUOTE AS PRESENTED BY R.A. ROSS AND ASSOCIATES IN THE AMOUNT OF \$3,439.00 FOR THE PURCHASE OF A SUBMERSIBLE PUMP FOR THE WASTEWATER TREATMENT PLANT.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

Mayor Traugott recommended the appointment of William Downey to the Planning and Zoning Commission to fill the unexpired term of Mike Coleman from September 2, 2014 to December 31, 2015.

**MOTION BY ELLIS, SECONDED BY KERKHOFF TO APPROVE THE APPOINTMENT OF WILLIAM DOWNEY TO THE PLANNING AND ZONING COMMISSION TO COMPLETE THE UNEXPIRED TERM OF MIKE COLEMAN FOR THE TERM BEGINNING SEPTEMBER 2, 2014 AND ENDING DECEMBER 31, 2015.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

**DEPARTMENT HEAD/COMMITTEE REPORTS**

Public Works Director Bart Miller requested a Water/Sewer Committee meeting for September 2<sup>nd</sup> at 4:15 to hear presentation by GRW Engineers of the 2014 Wastewater Facility Plan.

Street/Stormwater Chair Mike Coleman noted that the Committee had met regarding a request from Taco Bell and Farm Bureau (Bellview) for “No Parking” signs to prevent vehicles from parking on either side of Bellview roadway. Mr. Coleman also noted that a handicap sign had been requested for 247 Lexington Street at the Woman’s Clubhouse.

**MOTION BY COLEMAN, SECONDED BY MILLER TO ADOPT A RESOLUTION TO INSTALL “NO PARKING” SIGNS ON BELLVIEW BETWEEN LEXINGTON ROAD AND CROSSFIELD DRIVE.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

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**MOTION BY ELLIS, SECONDED BY MILLER TO APPROVE THE REQUEST FOR A “HANDICAP” SIGN FOR 247 LEXINGTON STREET AT THE WOMAN’S CLUBHOUSE.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

Mr. Coleman noted that the Committee will further discuss and review installing stamped concrete at Main Street intersections. Mr. Coleman also reported that the Committee is still reviewing the possibility of installing two (2) additional lanes on Marsailles Drive in order to have a dedicated turn in both directions and a straight thru traffic lane for each direction. Kentucky Engineering is submitting a proposal for this improvement and it will be submitted to the Council when received.

Police/Fire Chair Ann Miller noted that the Committee had met and prepared a proposed ordinance regulating smoking in buildings open to the general public.

At the request of Council member Miller, City Attorney Moore gave first reading of Ordinance No. 2014-40 An Ordinance Relating to the Protection of the Public Health and Welfare by Regulating Smoking of Tobacco, Alternative Nicotine Products and Vapor Products (AKA Electronic Tobacco Products) in Buildings Open To The General Public and Places of Employment.

Mayor Traugott noted that Midway Mayor Tom Bozarth had previously requested to hold the second joint Midway/City of Versailles joint Council meeting and the proposed date was September 9, 2014 at 6:30 p.m. at the Woodford County Library.

**MOTION BY KERKHOFF, SECONDED BY ELLIS TO APPROVE THE GENERAL LEDGER DISTRIBUTION LIST (BILLS) DATED SEPTEMBER 2, 2014 AFTER THEY HAVE BEEN PROPERLY REVIEWED AND APPROVED BY THE APPROPRIATE DEPARTMENT HEAD, MAYOR AND CITY TREASURER.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

**MOTION BY MILLER, SECONDED BY ROBERTS THAT THE MEETING OF THE COUNCIL ADJOURN.**

**The vote was as follows: Coleman, Ellis, Kerkhoff, Miller and Roberts voting aye.**

**APPROVED:**

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**BRIAN TRAUGOTT, MAYOR**

**ATTEST:**

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**ALLISON B. WHITE, CITY CLERK**